

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63447 of 2017

Arising Out of PS.Case No. -109 Year- 2017 Thana -KANTITHARMAL POWER District-
MUZAFFARPUR

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1. Sarwan Sahani, Son of Sevak Sahani @ Ramsevak Sahani,
2. Raj Kumar Sahani, Son of Sevak Sahani @ Ramsevak Sahani, Resident
of village- Kothiya, P.S.- Mithanpura, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bela Singh

For the Opposite Party/s : Mr. Sri Damodar Prasad Tiwary

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 30-01-2018 Heard the learned counsel for the petitioners and the

learned A.P.P. for the State.

This is an application for grant of anticipatory bail

in connection with Kanti PS case no. 109 of 2017 registered for

the offences punishable under Sections 341, 323, 324, 326A,

307/34 of Indian Penal Code.

The allegation against the petitioners herein is

throwing acid on the body of the informant resulting in burn

injuries and when the cousin of the informant had come to rescue

him, one of the co-accused Bharat Sahani had inflicted *dabia* blow

on his head resulting in head injury to him.

The learned counsel for the petitioners submits that

the present case arises out of case and counter case and the

petitioners herein have been falsely implicated in the present case

inasmuch as the allegation whatsoever is against the said



co-accused person namely Bharat Sahani who had inflicted *dabia* blow on the head of the cousin of the informant. It is further submitted that as far as the petitioners are concerned, they have been said to have been thrown acid on the body of the informant but no grievous injury has been found on the person of the informant during medical examination. It is further submitted that the petitioners have clean antecedents.

Having regards to the facts and circumstances of the case, I deem it fit and appropriate to admit the petitioners to the privilege of anticipatory bail. Accordingly, the abovenamed petitioners, in the event of their arrest or surrender before the court below within a period of six weeks from the date of receipt/ production of a copy of this order, are directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) each with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, West Muzaffarpur in connection with Kanti PS case no. 109 of 2017 subject to the conditions as laid down under Section 438(2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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